

AIDAN MONTAGHAN  
Name

3001 LAKE EAST DR #2122-A

LAS VEGAS, NV 89117

Prison Number \_\_\_\_\_

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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

AIDAN MONTAGHAN,  
Plaintiff,

vs.

FEDERAL BUREAU

OF INVESTIGATION,

RECORD INFORMATION

DISSEMINATION

SECTION,  
Defendant(s).

**2:07-cv-01614-RCJ-GWF**

CIVIL RIGHTS COMPLAINT  
PURSUANT TO  
42 U.S.C. § 1983

**A. JURISDICTION**

- 1) This complaint alleges that the civil rights of Plaintiff, AIDAN MONTAGHAN  
(Print Plaintiff's name)

who presently resides at LAS VEGAS, NV 89117  
3001 LAKE EAST DR #2122-A, were

violated by the actions of the below named individuals which were directed against

Plaintiff at \_\_\_\_\_ on the following dates  
(institution/city where violation occurred)

\_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_  
(Count I) (Count II) (Count III)

**Make a copy of this page to provide the below  
information if you are naming more than five (5) defendants**

2) Defendant FBI resides at 935 PENNSYLVANIA AVE NW  
(full name of first defendant) (address if first defendant) WASH. D.C.  
and is employed as INFORMATION PROVIDER. This defendant is sued in his/her 20535  
(defendant's position and title, if any)  
\_\_\_ individual ☒ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: DENIED PLAINTIFF ACCESS TO REQUESTED  
FILES, AS PROVIDED UNDER FREEDOM OF  
INFORMATION ACT.

3) Defendant \_\_\_\_\_ resides at \_\_\_\_\_,  
(full name of first defendant) (address if first defendant)  
and is employed as \_\_\_\_\_. This defendant is sued in his/her  
(defendant's position and title, if any)  
\_\_\_ individual \_\_\_ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: \_\_\_\_\_  
\_\_\_\_\_

4) Defendant \_\_\_\_\_ resides at \_\_\_\_\_,  
(full name of first defendant) (address if first defendant)  
and is employed as \_\_\_\_\_. This defendant is sued in his/her  
(defendant's position and title, if any)  
\_\_\_ individual \_\_\_ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: \_\_\_\_\_  
\_\_\_\_\_

5) Defendant \_\_\_\_\_ resides at \_\_\_\_\_,  
(full name of first defendant) (address if first defendant)  
and is employed as \_\_\_\_\_. This defendant is sued in his/her  
(defendant's position and title, if any)  
\_\_\_ individual \_\_\_ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: \_\_\_\_\_  
\_\_\_\_\_

6) Defendant \_\_\_\_\_ resides at \_\_\_\_\_,  
(full name of first defendant) (address if first defendant)  
and is employed as \_\_\_\_\_. This defendant is sued in his/her  
(defendant's position and title, if any)  
\_\_\_\_ individual \_\_\_\_ official capacity. (Check one or both). Explain how this defendant was  
acting  
under color of law: \_\_\_\_\_

7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343 (a)(3) and 42 U.S.C. § 1983. If you wish  
to assert jurisdiction under different or additional statutes, list them below.

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**B. NATURE OF THE CASE**

1) Briefly state the background of your case.

REQUESTED DOCUMENTS OF SAID  
AGENCY AND WAS DENIED, UNDER  
FREEDOM OF INFORMATION ACT REQUEST.  
APPEAL WAS ALSO DENIED.  
LAW SUIT IS PURSUANT TO FOIA, 5 U.S.C.  
§ 552, TO OBTAIN REQUESTED MATERIAL.

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**C. CAUSE OF ACTION**

### COUNT I

The following civil rights has been violated: PERSONAL ACCESS  
TO AND JUSTIFIABLE ACCESS TO, SAID  
DOCUMENTS, AS PROVIDED BY LAW.

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

A FREEDOM OF INFORMATION ACT REQUEST  
OF THE SAID AGENCY FOR INFORMATION,  
WAS DENIED. AN APPEAL OF ACTION  
DENIAL, WAS ALSO REFUSED, WITH SAID  
MATERIAL BEING DEEMED "EXEMPT FROM  
DISCLOSURE."

PLAINTIFF BELIEVES SAID EXEMPTION IS  
UNJUSTIFIED AND IS COMPELLED TO  
FILE CURRENT ACTION.

**COUNT II**

The following civil rights has been violated: \_\_\_\_\_

**Supporting Facts:** [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no text or other markings on the paper.

### COUNT III

The following civil rights has been violated: \_\_\_\_\_

**Supporting Facts:** [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

#### D. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

- 1) Have you filed other actions in state or federal courts involving the **same or similar facts** as involved in this action? \_\_\_\_ Yes   X   No. If your answer is "Yes", describe each lawsuit. (If more than one, describe the others on an additional page following the below

outline).

- a) Defendants: \_\_\_\_\_
- b) Name of court and docket number: \_\_\_\_\_
- c) Disposition (for example, was the case dismissed , appealed or is it still pending?):  
\_\_\_\_\_
- d) Issues raised: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

- 2) Have you filed an action in federal court that was **dismissed because it was determined to be frivolous, malicious, or failed to state a claim upon which relief could be granted?**

\_\_\_ Yes ☒ No. If your answer is "Yes", describe each lawsuit. (If you had more than three actions dismissed based on the above reasons, describe the others on an additional page following the below outline.)

Lawsuit #1 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: \_\_\_\_\_
- b) Name of court and case number: \_\_\_\_\_
- c) The case was dismissed because it was found to be (check one): \_\_\_ frivolous  
\_\_\_ malicious or \_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: \_\_\_\_\_  
\_\_\_\_\_
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

Lawsuit #2 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: \_\_\_\_\_
- b) Name of court and case number: \_\_\_\_\_

- c) The case was dismissed because it was found to be (check one): \_\_\_\_\_ frivolous  
 \_\_\_\_\_ malicious or \_\_\_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: \_\_\_\_\_  
 \_\_\_\_\_
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

Lawsuit #3 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: \_\_\_\_\_
- b) Name of court and case number: \_\_\_\_\_
- c) The case was dismissed because it was found to be (check one): \_\_\_\_\_ frivolous  
 \_\_\_\_\_ malicious or \_\_\_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: \_\_\_\_\_  
 \_\_\_\_\_
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

- 3) Have you attempted to resolve the dispute stated in this action by seeking relief from the proper administrative officials, e.g., have you exhausted available administrative grievance procedures? ☒ Yes ☐ No. If your answer is "No", did you not attempt administrative relief because the dispute involved the validity of a: (1) \_\_\_\_\_ disciplinary hearing; (2) \_\_\_\_\_ state or federal court decision; (3) \_\_\_\_\_ state or federal law or regulation; (4) \_\_\_\_\_ parole board decision; or (5) \_\_\_\_\_ other \_\_\_\_\_.

If your answer is "Yes", provide the following information. Grievance Number 08-0179  
 Date and institution where grievance was filed 11/26/2007. F.B.I. FOIA  
DEPARTMENT OF JUSTICE.

Response to grievance: DENIAL AFFIRMED.  
 \_\_\_\_\_  
 \_\_\_\_\_



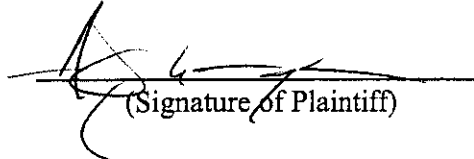
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**E. REQUEST FOR RELIEF**

I believe that I am entitled to the following relief:

ACCESS TO ENTIRETY OF REQUESTED  
MATERIAL.

I understand that a false statement or answer to any question in this complaint will subject me to penalties of perjury. **I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT.** See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.

\_\_\_\_\_  
(Name of Person who prepared or helped  
prepare this complaint if not Plaintiff)

  
(Signature of Plaintiff)

12/1/2007  
(Date)

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(Additional space if needed; identify what is being continued)